

May 12, 2010

VIA ECF and US MAIL (COURTESY COPY)

Hon. Allyne R. Ross
United States District Court
225 Cadman Plaza East
Brooklyn, New York 11201

Re: Capital One, N.A. v. Leser - 1:10-cv-00393-ARR-LB

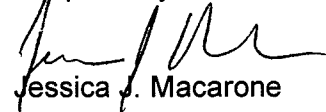
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Dear Judge Ross:

Attached as Exhibit A to this letter is a Consent Order Settling Matter (the "Consent Order") executed by both Plaintiff's and Defendants' counsel. Paragraph A of the Consent Order references a "Settlement Agreement dated as of March __, 2010. . ." Please note that "March __, 2010" represents the date as it appears on the Settlement Agreement itself and has been intentionally left blank to accurately reflect the date as it is listed on that document.

If acceptable to Your Honor, we request that the attached Consent Order be executed and entered accordingly.

Respectfully submitted,


Jessica J. Macarone

BOSTON

cc: Robert L. Rimberg, Esq. (via email and US mail)

HARTFORD

Enclosure

NEW YORK

NEWARK

PHILADELPHIA

STAMFORD

WILMINGTON